

NOTICE OF MEETING

NPDES TECHNICAL ADVISORY COMMITTEE

December 15, 2010

TUESDAY, DECEMBER 21, 2010
10:00 AM to NOON: TAC Meeting
BRISBANE – COMMUNITY ROOM
50 Park Place – Brisbane (See location map on back)

Web Site: www.flowstobay.org

AGENDA

1. **INTRODUCTIONS, ANNOUNCEMENTS, MINUTES APPROVAL, AGENDA REVISIONS – MATT FABRY**
2. **PLANNING ITEMS FOR DISCUSSION, COMMENT, AND AGREEMENT ON NEXT STEPS – MATT & FRED JARVIS**
 - A. **SAN FRANCISCO BAY WATER QUALITY IMPROVEMENT FUND PROPOSAL**
 - B. **VEHICLE LICENSE FEES – PROJECTED COUNTYWIDE PROGRAM REVENUE AND POSSIBLE USES**
 - C. **PLANNED TRASH BASELINE LOADING STUDY AND NEED FOR AGENCIES' PARTICIPATION**
 - D. **LIST & SCHEDULE OF PERMIT SUBMITTALS FOR TAC APPROVAL IN 2011**
3. **ACTION: PROPOSED TAC LETTER TO SAN FRANCISCO ESTUARY PARTNERSHIP TO KEEP UNUSED GRANT FUNDS AVAILABLE FOR TRASH CONTROL WITHIN THE SAME WATERSHED – FRED/EVERYONE**
4. **PRESENTATIONS**
 - A. **PREVIEW OF TRASH PROGRESS REPORT MATERIALS DUE TO WATER BOARD BY FEB. 1– FRED/EVERYONE**
 - B. **NEED TO TAKE PERMIT DEADLINES SERIOUSLY & RECENT NOTICES OF VIOLATION – MATT/FRED/EVERYONE**
 - C. **BASMAA UPDATE – MATT/EVERYONE**
5. **SUBCOMMITTEE REPORTS**
 - A. **PUBLIC INFORMATION/PARTICIPATION – MIKE MCELLIGOTT, City of Foster City**
 - B. **COMMERCIAL/INDUSTRIAL AND ILLICIT DISCHARGE – WARD DONNELLY, City of Daly City**
 - C. **NEW DEVELOPMENT – MATT FABRY, City of Brisbane**
 - D. **MUNICIPAL GOVERNMENT MAINTENANCE ACTIVITIES**
 - i. **TRASH WORK GROUP AND PROGRESS WITH DEMONSTRATION PROJECT – KILEY KINNON, City of Burlingame**
 - ii. **PARKS MAINTENANCE AND INTEGRATED PEST MANAGEMENT WORK GROUP – VERN BESSEY, City of San Mateo**
 - E. **WATERSHED ASSESSMENT AND MONITORING – DERMOT CASEY, County Environmental Health**
6. **PUBLIC COMMENTS**
7. **ANNOUNCEMENTS – STORMWATER ORIENTATION TRAINING FOR MUNICIPAL STAFF ON JAN. 25**
8. **NEXT MEETING**

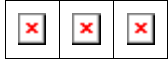
FUTURE MEETINGS:

JAN 18	@	
FEB 15	@	<u>East Palo Alto</u>
MARCH 15	@	<u>Redwood City</u>

Post by 5:00 P.M., Wednesday, December 15, 2010

NOTE: Persons with disabilities who require auxiliary aids or services in attending and participating in this meeting should contact Matthew Fabry at (415) 508-2134, five working days prior to the meeting date.

Public records that relate to any item on the agenda for a regular NPDES Technical Advisory Committee (TAC) meeting are available for public inspection. Those records that are distributed less than 72 hours prior to the meeting are available for public inspection at the same time they are distributed to all members, or a majority of the members of the TAC. The TAC has designated Brisbane's City Hall, located at 50 Park Place, Brisbane, for purpose of making those public records available for inspection. The documents are also available on the C/CAG Internet Web site, at the link for agendas for upcoming meetings. The website is located at: <http://www.ccag.ca.gov>.



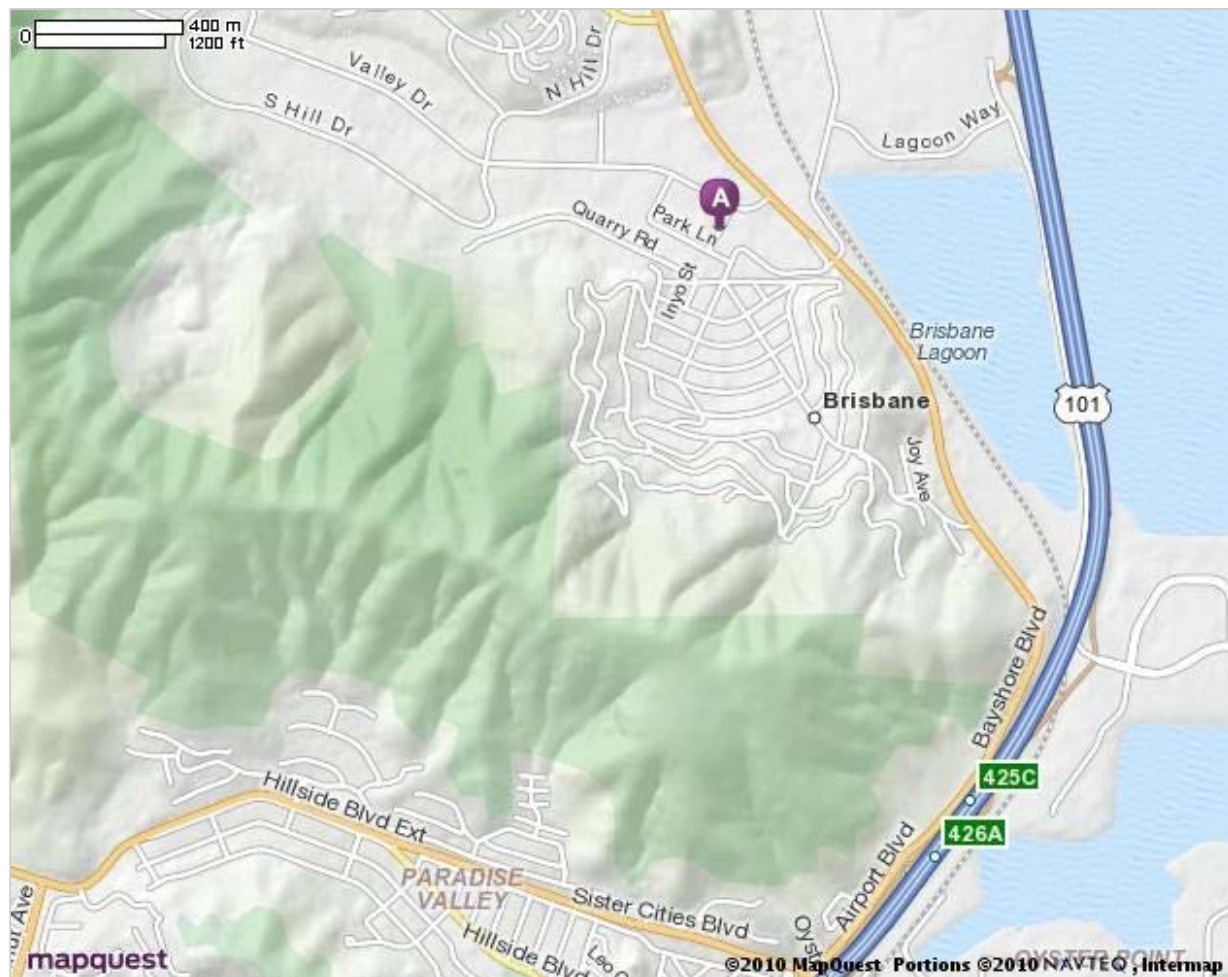
MAPQUEST.

Map of 50 Park Pl

Brisbane, CA 94005-1310

Notes

Brisbane City Hall - Community Room
50 Park Place - Brisbane



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NPDES TAC and Subcommittee Meeting Locations:

- New Development – 1:30 to 3:30 pm, first Tuesday of every other month: next event will be February 1 at Redwood Shores Library's Community Room, 399 Marine Parkway, Redwood City
- Public Information/Participation – 10:00 am – noon, second Tuesday of every other month: next meeting will be on January 11 @ Foster City Community Center (Port Room) 1000 East Hillsdale Blvd, Foster City.
- Technical Advisory Committee – 10:00 am to noon, third Tuesday of most months, location varies.
- Municipal Maintenance – Noon to 1:00 pm (\$10:00 lunch), fourth Wednesday quarterly: next meeting will be on January 26 @ in Atherton.
- Parks Maintenance and Integrated Pest Management Work Group – 1:30 to 3:00 pm, fourth Tuesday approximately quarterly at San Mateo City Hall, 330 West 20th Avenue. Next event will be IPM Training Workshop on February 24 at Brisbane's Mission Blue Community Facility.
- Trash Work Group – 10:00 to noon, usually fourth Wednesday each quarter at the Belmont Sports Complex, 550 Island Parkway, Belmont. Next meeting will be on December 15 at 10:00 am – one week earlier than usual.
- Commercial/Industrial/Illicit Discharge Control – 1:00 to 2:30 pm, usually third Wednesday of every quarter: next meeting will be on Dec. 15 @ San Mateo County Environmental Health's Conference Room, 2000 Alameda de las Pulgas, San Mateo.
- Watershed and Monitoring – 10:00 am to noon, second Thursday of month, approximately every quarter: Next meeting will be held at a date to be determined.

Yellow highlight denotes recent change.

**NPDES Stormwater
Technical Advisory Committee (TAC)**

DRAFT REPORT OF MEETING

**TUESDAY, NOVEMBER 16, 2010
10:00 A. M.
CITY OF DALY CITY**

1. **INTRODUCTIONS, ANNOUNCEMENTS, ADOPTION OF MINUTES, AND REVISION TO AGENDA**
Self-introductions were made, and the September TAC meeting minutes were adopted as written.

Several municipalities have received from the San Francisco BayKeeper a public records request for information about sewer overflows and bacteriological monitoring.

The city of South San Francisco received a Notice of Violation (NOV) based on an EPA's contractor audit of its business inspection program conducted eight months ago. A facility covered by the stormwater industrial general permit also received a NOV for its deficiencies.

Water Board staff is currently reviewing the Annual Reports for completeness. In addition, Water Board staff will review in detail some of the Annual Reports' responses to the construction and pesticides provisions (Provisions C.6 and C.9). Lastly, Water Board staff will be doing on-site, multi-day inspection audits of about two municipalities within each county.

2. **ACTION ITEMS** – Approve BASMAA or Countywide Program submittal of the following MRP required materials on behalf of the Countywide Program's member agencies:

- A. Special Projects and Model, Biotreatment Soil Specifications Materials as Required by Permit Provisions C.3.e.ii and C.3.c.iii.(3) – It was agreed unanimously to submit to the Water Board the Model Bioretention Soil Media Specifications cover letter and the "Technical Memorandum Regional Bioretention Soil Guidance & Model Specification Bay Area Stormwater Management Agencies Association." In addition, it was agreed to submit to the Water Board BASMAA's Special Projects Proposal. The approval was provided with the understanding that the version of the Special Projects Proposal reviewed will be modified in a non-substantive way to include data on the amount of impervious surface that would fall within the special projects proposed category of transit oriented development. Further, additional information will be included on the environmental benefits of special projects. All of the TAC members who are duly authorized by their City/County Managers were present except for representatives from the cities of Hillsborough, Millbrae, and San Bruno¹. All of the members present agreed to submit the two items, except for the representative from the city of East Palo Alto who deferred approving the special projects proposal until conferring with other city staff following the TAC meeting.
- B. **Storm Drain Pump Station Diversion Final Time Schedule.** The proposed implementation schedule for the pump station diversions was previously approved by the TAC and submitted as part of the Stormwater Pump Station Diversions Feasibility Evaluation. It was noted that South Bayside System Authority staff is very concerned about any diversion of PCBs-contaminated stormwater to its treatment system because meeting its PCBs limits is challenging. The Watershed and Monitoring Subcommittee will be meeting on December 9 to begin planning how to meet the pump station diversion pilot study requirements. It was agreed unanimously to submit the revised time schedule. All of the TAC members present for Item 2.A were also available to vote on this item.

3. **PRESENTATIONS**

- A. Update on Unfunded Mandates Test Claim – Twenty-one of the 22 co-permittees in San Mateo County filed unfunded mandate test claims. All of the municipalities in Alameda County also filed except for

¹ On , November 15, 2010 Dave Bishop, Town of Hillsborough emailed to Matt Fabry his approval of the special projects proposal and on November 16 he emailed Matt approvals of the soil specifications and final stormwater pump station diversion reports. On November, 17, 2010 Jennifer Ng emailed Matt her approval of all three of these submittals. On November 17, 2010 Lucy Chen, City of East Palo Alto, emailed Matt her approval of the special projects proposal. On November 29, Ron Popp, City of Millbrae, and Robert Howard, City of San Bruno, sent emails to Matt Fabry approving all three submittals.

the city of Piedmont. No agencies in Contra Costa County filed and, so far, only the County of Santa Clara in Santa Clara County has filed an unfunded mandate test claim. The Commission on State Mandates staff views the claims as complete, and it believes that the Commission's rules disallow the submittal of duplicate test claims. The Commission intends to accept the first of the duplicate test claims filed in each county and to reject all other claimants. The rejected claimants may file as co-claimants with the first claimant who filed in each county. It will be a simple process for a city to file as a co-claimant with the city of Brisbane. The Countywide Program may want to work with Myers Nave and the ACCWP on the processing of the test claims. Municipalities were advised to keep records that document expenses that are occurring regarding the implementation of the MRP's trash control requirements.

- B. Review of State Water Board's Decision Not to Raise Stormwater Fees – The State Water Board does not like to be in a position to raise its water fees. The fees may be raised as an emergency measure once the state budget has been adopted each year. At the proposed municipal stormwater fee increase hearing, Geoff Brosseau presented information that shows that the municipal stormwater fees have been used to make up shortfalls in other State Water Board fee-based activities. The State Water Board decided not to raise FY 2010/11 stormwater fees at its October hearing.
 - C. Discuss State Water Board's Proposed Trash Policy; Draft Policy for Toxicity Assessment and Control; and Guidance for Assessing the Effectiveness of Municipal Stormwater Programs and Permits – Each of these three items were reviewed. The Countywide Program submitted a comment letter on the State Water Board's initial CEQA scoping efforts for a statewide trash policy. The policy is intended to reduce the State Water Board's transactional costs for dealing with its nine Regional Water Boards about trash issues. The Countywide Program's comment letter encouraged the State Water Board to take a more aggressive approach implementing true source control for trash and litter that are polluting the state's waters, identify sources of funding, and conduct needed research on trash control. A draft copy of a letter commenting on the State Water Board's policy for toxicity assessment and control was distributed and reviewed at the TAC meeting. It was agreed to let CASQA take the lead commenting on the State Water Board's draft effectiveness assessment guidance.
 - D. Vehicle License Fee Measure M and Proposition 26 Approvals – San Mateo County voters approved the \$10 per year vehicle license fee for congestion management and stormwater. Small municipalities will receive a minimum amount of \$75,000 annually. The Countywide Program will receive about \$1.2 million annually and \$1.8 million for the period until the end of 2012 when the fee overlaps with the SB 348 fee. The fees used on stormwater projects must have a nexus with vehicles. Possible ideas would be to continue the green streets and parking lot demonstration projects and to assist municipalities with their trash controls. The Trash Work Group will be consulted at its December work group meeting about their ideas for useful projects. Measure M went into effect on election date following the close of the polls and Proposition 26, which would redefine most fees as taxes requiring a two-thirds vote, went into effect on the day following the election.
 - E. BASMAA Update – The BASMAA Board of Directors has been approving funding for regionwide MRP implementation projects. Tom Mumley plans to provide municipalities with detailed feedback on their implementation of Provisions C.3 and C.9 by the end of the year. The annual reporting forms will be improved for use with next year's annual reporting. Several stormwater enforcement cases are proceeding, and some NOV's have been sent out.
 - F. Obtain Information on Cities Participation in ABAG's Trash Grant – Janet Cox reported yesterday that ABAG has executed contracts with Belmont and South San Francisco, and she has heard from Menlo Park about its intent to execute the contract. Various municipal representatives described the status of their decision about participating. Matt reminded everyone participating to make sure to communicate this interest to Janet Cox [(510) 622-2334 and JWCox@waterboards.ca.gov] at the San Francisco Estuary Partnership by December 31, 2010.
- 4. SUBCOMMITTEE REPORTS
 - A. These reports were included in the agenda packet and not discussed because of time constraints.
 - 5. PUBLIC COMMENTS - None.
 - 6. NEXT MEETING
 - The next TAC meeting will be held on January 18. The location is still to be determined. Marilyn Harang volunteered to host the March TAC meeting
 - 7. ADJOURNED

Draft Summary - New Development Subcommittee (NDS)

Meeting Date: December 7, 2010

Present: Duncan Jones, Atherton; Gilbert Yau, Belmont; Matt Fabry, Brisbane; Kiley Kinnon, Burlingame; Muneer Ahmed, Colma and Half Moon Bay; Jeanne Naughton, Daly City; Laura Prickett, EOA; Jen Chen, Hillsborough; Shaun Mao, Menlo Park; Chey Anne Brown, Portola Valley; Laura Russell, San Bruno; Gavin Moynahan, San Carlos; Ken Pacini, City of San Mateo; Erica Adams, County of San Mateo; Daniel Fulford, S. San Francisco

Subcommittee Actions:

1. Approved summary of October Subcommittee meeting.
2. Confirmed that agency staff members are responsible for printing their own hard-copies of the Countywide Program's C.3 Technical Guidance, which was updated in October.

Requested Technical Advisory Committee Action or Feedback/Guidance (if any): None

Other Information/Announcements:

1. Heard update on the Water Board's December 6 workshop on **rainwater harvesting**.
2. Heard update on recent revisions to the statewide **Construction General Permit** that allow public employees with project management responsibility to serve as Approved Signatories.
3. Announcement of the Countywide Program's **January 25 Orientation Workshop** for new hires, staff newly assigned to stormwater tasks, and others who need orientation to the Program.
4. **BASMAA** Development Committee (DC) update:
 - a. Submitted regional Special Projects Proposal to the Water Board by the December 1 due date.
 - b. Submitted regional Soil Specifications Submittal to Water Board by the December 1 due date.
 - c. Will review a consultant proposal to track green street projects at the 1/6/11 DC meeting.
 - d. Met with consultant Geosyntec to begin development of LID Feasibility/Infeasibility Criteria and Procedures, which are due to the Water Board by 5/1/11.
5. Discussion of **Construction General Permit** requirements for Qualified SWPPP Developers and Qualified SWPPP Practitioners, which go into effect 9/2/11, and potential training needs.
6. Update on **C/CAG funding programs** for Transit Oriented Development and street repair that could potentially be coordinated with green streets projects that may be funded by vehicle registration fees.
7. Announcement of **grant funding availability** through the San Francisco Bay Water Quality Improvement Fund and the Countywide Program's interest in applying for these funds for potential projects such as a green street, a countywide green street plan, and a stormwater diversion project.
8. Discussion of potential **green street project ideas**, including a countywide plan for green streets in interested municipalities throughout the County, to be prepared by a consultant, with project locations to be identified in coordination with the respective jurisdictions.
9. Discussion of **Annual Report Form** sections for Provision C.3 and C.6 and request for agencies to provide comments on any aspect of the forms that may need improvement.
10. Discussion of how agencies are meeting the Provision C.6.d requirement for **review of erosion control plans** prior to issuing grading permits.
11. Discussion of the **Flow Duration Control Review Worksheet** prepared in 2008; meeting attendees indicated it is still useful and should be updated for MRP consistency.
12. Discussion of Provision C.15.b(2) requirements for conditionally exempt discharges of pumped groundwater, including **construction dewatering discharge**.
13. Update on recent audit of Union City's stormwater program and **Water Board staff enforcement actions** regarding Provision C.6 requirements for construction site inspection and control.

Work That Affects Other Subcommittees: None

Next Steps:

- Email to the Subcommittee Geosyntec's request, on behalf of BASMAA, for information on projects with infiltration treatment measures, rainwater harvesting systems, and/or bioretention areas without underdrains.
- Email to the Subcommittee information on the QSP/QSD requirements in the CGP, and a link to the statewide SMARTS database, which includes data on projects covered by the CGP.
- At a future meeting the Subcommittee will consider the possibility that the Countywide Program could budget to provide QSP/QSD training in FY 2011/12.
- Email to the Subcommittee information on the San Francisco Bay Water Quality Improvement Fund, and a request for agencies to suggest green streets projects in their jurisdiction that may be ready to include in a Countywide Program proposal for a grant through this fund.
- Laura Prickett will coordinate with the Santa Clara Valley Urban Runoff Pollution Prevention Program regarding any materials it has prepared or is planning to prepare regarding erosion control plan review and/or discharge requirements for construction dewatering.
- EOA will update the Flow Duration Control Worksheet and Guidance/Glossary for MRP consistency.

Next Meeting: February 2, 2011, from 1:30 to 3:30 PM